

104TH CONGRESS
2D SESSION

H. R. 1684

AN ACT

To require the Secretary of the Treasury to mint coins in commemoration of the 150th anniversary of the death of Dolley Madison.

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To require the Secretary of the Treasury to mint coins
in commemoration of the 150th anniversary of the death
of Dolley Madison.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Dolley Madison Com-
3 memorative Coin Act”.

4 **SEC. 2. COIN SPECIFICATIONS.**

5 (a) \$1 SILVER COINS.—In commemoration of the
6 150th anniversary of the death of Dolley Madison, the
7 Secretary of the Treasury (hereafter in this Act referred
8 to as the “Secretary”) shall mint and issue not more than
9 500,000 1 dollar coins, which shall—

10 (1) weigh 26.73 grams;

11 (2) have a diameter of 1.500 inches; and

12 (3) contain 90 percent silver and 10 percent
13 copper.

14 (b) LEGAL TENDER.—The coins minted under this
15 Act shall be legal tender, as provided in section 5103 of
16 title 31, United States Code.

17 (c) NUMISMATIC ITEMS.—For purposes of section
18 5136 of title 31, United States Code, all coins minted
19 under this Act shall be considered to be numismatic items.

20 **SEC. 3. SOURCES OF BULLION.**

21 The Secretary shall obtain silver for minting coins
22 under this Act only from stockpiles established under the
23 Strategic and Critical Materials Stock Piling Act.

24 **SEC. 4. DESIGN OF COINS.**

25 (a) DESIGN REQUIREMENTS.—

1 (1) IN GENERAL.—The design of the coins
2 minted under this Act shall be emblematic of the
3 150th anniversary of the death of Dolley Madison
4 and the life and achievements of the wife of the 4th
5 President of the United States.

6 (2) DESIGNATION AND INSCRIPTIONS.—On
7 each coin minted under this Act there shall be—

8 (A) a designation of the value of the coin;

9 (B) an inscription of the year “1999”; and

10 (C) inscriptions of the words “Liberty”,
11 “In God We Trust”, “United States of Amer-
12 ica”, and “E Pluribus Unum”.

13 (b) SELECTION.—The design for the coins minted
14 under this Act shall be—

15 (1) selected by the Secretary after consultation
16 with the executive director of Montpelier, the Na-
17 tional Trust for Historic Preservation, and the Com-
18 mission of Fine Arts; and

19 (2) reviewed by the Citizens Commemorative
20 Coin Advisory Committee.

21 **SEC. 5. ISSUANCE OF COINS.**

22 (a) QUALITY OF COINS.—Coins minted under this
23 Act shall be issued in uncirculated and proof qualities.

1 (b) MINT FACILITY.—Only 1 facility of the United
2 States Mint may be used to strike any particular quality
3 of the coins minted under this Act.

4 (c) COMMENCEMENT OF ISSUANCE.—The Secretary
5 may issue coins minted under this Act beginning January
6 1, 1999.

7 (d) TERMINATION OF MINTING AUTHORITY.—No
8 coins may be minted under this Act after December 31,
9 1999.

10 **SEC. 6. SALE OF COINS.**

11 (a) SALE PRICE.—The coins issued under this Act
12 shall be sold by the Secretary at a price equal to the sum
13 of—

14 (1) the face value of the coins;

15 (2) the surcharge provided in subsection (d)
16 with respect to such coins; and

17 (3) the cost of designing and issuing the coins
18 (including labor, materials, dies, use of machinery,
19 overhead expenses, marketing, and shipping).

20 (b) BULK SALES.—The Secretary shall make bulk
21 sales of the coins issued under this Act at a reasonable
22 discount.

23 (c) PREPAID ORDERS.—

1 (1) IN GENERAL.—The Secretary shall accept
2 prepaid orders for the coins minted under this Act
3 before the issuance of such coins.

4 (2) DISCOUNT.—Sale prices with respect to pre-
5 paid orders under paragraph (1) shall be at a rea-
6 sonable discount.

7 (d) SURCHARGES.—All sales shall include a sur-
8 charge of \$10 per coin.

9 **SEC. 7. GENERAL WAIVER OF PROCUREMENT REGULA-**
10 **TIONS.**

11 (a) IN GENERAL.—Except as provided in subsection
12 (b), no provision of law governing procurement or public
13 contracts shall be applicable to the procurement of goods
14 and services necessary for carrying out the provisions of
15 this Act.

16 (b) EQUAL EMPLOYMENT OPPORTUNITY.—Sub-
17 section (a) shall not relieve any person entering into a con-
18 tract under the authority of this Act from complying with
19 any law relating to equal employment opportunity.

20 **SEC. 8. DISTRIBUTION OF SURCHARGES.**

21 Subject to section 10(a), all surcharges received by
22 the Secretary from the sale of coins issued under this Act
23 shall be promptly paid by the Secretary to the National
24 Trust for Historic Preservation in the United States

1 (hereafter in this Act referred to as the “National Trust”)
2 to be used—

3 (1) to establish an endowment to be a perma-
4 nent source of support for Montpelier, the home of
5 James and Dolley Madison and a museum property
6 of the National Trust; and

7 (2) to fund capital restoration projects at Mont-
8 pelier.

9 **SEC. 9. FINANCIAL ASSURANCES.**

10 (a) NO NET COST TO THE GOVERNMENT.—The Sec-
11 retary shall take such actions as may be necessary to en-
12 sure that minting and issuing coins under this Act will
13 not result in any net cost to the United States Govern-
14 ment.

15 (b) PAYMENT FOR COINS.—A coin shall not be issued
16 under this Act unless the Secretary has received—

17 (1) full payment for the coin;

18 (2) security satisfactory to the Secretary to in-
19 demnify the United States for full payment; or

20 (3) a guarantee of full payment satisfactory to
21 the Secretary from a depository institution whose
22 deposits are insured by the Federal Deposit Insur-
23 ance Corporation or the National Credit Union Ad-
24 ministration Board.

1 **SEC. 10. CONDITIONS ON PAYMENT OF SURCHARGES.**

2 (a) PAYMENT OF SURCHARGES.—Notwithstanding
3 any other provision of law, no amount derived from the
4 proceeds of any surcharge imposed on the sale of coins
5 issued under this Act shall be paid to the National Trust
6 unless—

7 (1) all numismatic operation and program costs
8 allocable to the program under which such coins are
9 produced and sold have been recovered; and

10 (2) the National Trust submits an audited fi-
11 nancial statement which demonstrates to the satis-
12 faction of the Secretary of the Treasury that, with
13 respect to all projects or purposes for which the pro-
14 ceeds of such surcharge may be used, the National
15 Trust has raised funds from private sources for such
16 projects and purposes in an amount which is equal
17 to or greater than the maximum amount the Na-
18 tional Trust may receive from the proceeds of such
19 surcharge.

20 (b) ANNUAL AUDITS.—

21 (1) ANNUAL AUDITS OF RECIPIENTS RE-
22 QUIRED.—The National Trust shall provide, as a
23 condition for receiving any amount derived from the
24 proceeds of any surcharge imposed on the sale of
25 coins issued under this Act, for an annual audit, in
26 accordance with generally accepted government au-

1 diting standards by an independent public account-
2 ant selected by the National Trust, of all such pay-
3 ments to the National Trust beginning in the first
4 fiscal year of the National Trust in which any such
5 amount is received and continuing until all such
6 amounts received by the National Trust with respect
7 to such surcharges are fully expended or placed in
8 trust.

9 (2) MINIMUM REQUIREMENTS FOR ANNUAL AU-
10 DITS.—At a minimum, each audit of the National
11 Trust pursuant to paragraph (1) shall report—

12 (A) the amount of payments received by
13 the National Trust during the fiscal year of the
14 National Trust for which the audit is conducted
15 which are derived from the proceeds of any sur-
16 charge imposed on the sale of coins issued
17 under this Act;

18 (B) the amount expended by the National
19 Trust from the proceeds of such surcharges
20 during the fiscal year of the National Trust for
21 which the audit is conducted; and

22 (C) whether all expenditures by the Na-
23 tional Trust from the proceeds of such sur-
24 charges during the fiscal year of the National

1 Trust for which the audit is conducted were for
2 authorized purposes.

3 (3) RESPONSIBILITY OF NATIONAL TRUST TO
4 ACCOUNT FOR EXPENDITURES OF SURCHARGES.—
5 The National Trust shall take appropriate steps, as
6 a condition for receiving any payment of any amount
7 derived from the proceeds of any surcharge imposed
8 on the sale of coins issued under this Act, to ensure
9 that the receipt of the payment and the expenditure
10 of the proceeds of such surcharge by the National
11 Trust in each fiscal year of the National Trust can
12 be accounted for separately from all other revenues
13 and expenditures of the National Trust.

14 (4) SUBMISSION OF AUDIT REPORT.—Not later
15 than 90 days after the end of any fiscal year of the
16 National Trust for which an audit is required under
17 paragraph (1), the National Trust shall—

18 (A) submit a copy of the report to the Sec-
19 retary of the Treasury; and

20 (B) make a copy of the report available to
21 the public.

22 (5) USE OF SURCHARGES FOR AUDITS.—The
23 National Trust may use any amount received from
24 payments derived from the proceeds of any sur-
25 charge imposed on the sale of coins issued under

1 this Act to pay the cost of an audit required under
2 paragraph (1).

3 (6) WAIVER OF SUBSECTION.—The Secretary
4 of the Treasury may waive the application of any
5 paragraph of this subsection to the National Trust
6 for any fiscal year after taking into account the
7 amount of surcharges which the National Trust re-
8 ceived or expended during such year.

9 (7) AVAILABILITY OF BOOKS AND RECORDS.—
10 The National Trust shall provide, as a condition for
11 receiving any payment derived from the proceeds of
12 any surcharge imposed on the sale of coins issued
13 under this Act, to the Inspector General of the De-
14 partment of the Treasury or the Comptroller Gen-
15 eral of the United States, upon the request of such
16 Inspector General or the Comptroller General, all
17 books, records, and workpapers belonging to or used
18 by the National Trust, or by any independent public
19 accountant who audited the National Trust in ac-
20 cordance with paragraph (1), which may relate to
21 the receipt or expenditure of any such amount by
22 the National Trust.

23 (c) USE OF AGENTS OR ATTORNEYS TO INFLUENCE
24 COMMEMORATIVE COIN LEGISLATION.—No portion of any
25 payment to the National Trust from amounts derived from

1 the proceeds of surcharges imposed on the sale of coins
2 issued under this Act may be used, directly or indirectly,
3 by the National Trust to compensate any agent or attor-
4 ney for services rendered to support or influence in any
5 way legislative action of the Congress relating to the coins
6 minted and issued under this Act.

Passed the House of Representatives September 17,
1996.

Attest:

Clerk.